

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MICHAEL SCHOCK,

Case No. C 14-1902 RS

Plaintiff,

v.

**ORDER VACATING HEARING AND
REQUESTING ADDITIONAL
INFORMATION**

CITY OF LAFAYETTE, et al.,

Defendants.

Defendants move to dismiss the complaint in part, and also seek to stay this action pending disposition of criminal proceedings against plaintiff arising from the incident that forms the basis of his claims herein. Defendants invoke both *Younger v. Harris*, 401 U.S. 37 (1971) and *Heck v. Humphrey*, 512 U.S. 477 (1994) in arguing a stay is warranted. To permit fully-informed consideration of the request for a stay, the motion hearing set for September 4, 2014 is hereby vacated. Within 15 days of the date of this order, the parties shall submit a joint statement setting out the current status of the criminal proceedings and their best estimate as to when those proceedings will be concluded. The pending motion will then be reset for hearing, or submitted without oral argument pursuant to Civil Local Rule 7-1(b), in the Court's discretion.

IT IS SO ORDERED.

Dated: 8/27/14



RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE